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IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

In re:

EASY STREET HOLDING, LLC, *et al.*,

Debtors.

Tax ID Numbers:
35-2183713 (Easy Street Holding, LLC),
20-4502979 (Easy Street Partners, LLC), and
84-1685764 (East Street Mezzanine, LLC)

Case No. 09-29905

(Jointly Administered with Cases 09-29907
and 09-29908)

Chapter 11

Honorable R. Kimball Mosier

**STIPULATION EXTENDING TIME FOR WESTLB, AG TO FILE A RESPONSE
TO THE DEBTORS' MOTION FOR USE OF CASH COLLATERAL**

WestLB, AG ("WestLB"), in its capacity as agent for itself and such other co-lenders as might exist from time to time, under that certain Loan and Security Agreement, dated as of March 30, 2006 (the "Loan Agreement"), and Easy Street Partners, LLC ("Easy Street"),

together with Easy Street Holding, LLC and Easy Street Mezzanine, LLC (collectively, the “Debtors”), by and through their respective counsel, hereby agree and stipulate as follows:

BACKGROUND

1. The Debtors commenced the above-captioned bankruptcy cases on September 14, 2009.

2. On September 15, 2009, Easy Street filed the “Motion of Easy Street Partners, LLC for Interim and Final Orders: (i) Authorizing Use of Cash Collateral Pursuant to 11 U.S.C. § 363 and Granting Adequate Protection to West LB, AG, and (ii) Scheduling a Final Hearing Pursuant to Bankruptcy Rule 4001(b)” [Docket No. 9] (the “Cash Collateral Motion”).

3. On or about September 16, 2009, Easy Street and WestLB entered into the “Stipulated Interim Order on Motion of Easy Street Partners, LLC for Interim and Final Orders (I) Authorizing Use of Cash Collateral Pursuant to 11 U.S.C. § 363 and Granting Adequate Protection to WestLB, AG, and (II) Scheduling a Final Hearing Pursuant to Bankruptcy Rule 4001(b)” [Docket No. 39] (the “Interim Cash Collateral Stipulated Order”).

4. On September 17, 2009, the Court entered the Interim Cash Collateral Stipulated Order [Docket No. 43], approving Easy Street’s use of WestLB’s cash collateral pursuant to the Budget attached to said Order through October 15, 2009, and affording WestLB certain rights and adequate protection as set forth in said Order (the “Interim Rights”);

5. A final hearing on the Cash Collateral Motion is scheduled for October 13, 2009 at 11:00 a.m.

6. Responses to the Cash Collateral Motion are currently due by Wednesday, October 7, 2009.

STIPULATION

WestLB and the Debtors have engaged in negotiations in an effort to resolve certain disputes related to the Cash Collateral Motion. Although no agreement has been reached as of the time of the filing of this stipulation, the parties are hopeful that continued negotiations may result in an agreement resolving WestLB's concerns with the Debtors' continued use of its cash collateral. In order to further encourage these negotiations, WestLB and the Debtors hereby stipulate and agree that WestLB shall be granted an extension of time until **12:00 p.m. (Mountain Time) on Friday, October 9, 2009**, to file a response to the Cash Collateral Motion

Dated: October 7, 2009

Agreed and Stipulated:

By: _____

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